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March 15, 2011

The Fund for a Modern Court
351 West 54 th. Street,
New York, NY 10019

Sirs:

1. Enclose find my extensively distributed letter of January 18, 2011 to Jonathan Lippman which contains his "judicial admissions" and "undenied allegations" in the State & Federal courts and concludes as follows:

"I expect, by return mail, an unequivocal commitment by you to expeditiously *reimburse the State of New York & County of Westchester.*"

In the two (2) months that have elapsed, there has been no response!

I believe it is incumbent on your organization to inquire of Chief Judge *Jonathan Lippman* as to why he does not satisfy his financial obligations to the *State of New York*?

2. Jonathan Lippman was sued in his "*personal capacity*" because as Chief Administrative Judge of the Office of Court Administration he was cooperating in the larceny of *all* the judicial trust assets of *Puccini Clothes, Ltd.* and the plundering of *all* the assets in the *Estate of Eugene Paul Kelly, deceased*, which were dissipated to judges! Thus, there are *none* of the mandatory *NY Judiciary Law §35-a* Statements since it would disgorge judges of their "loot" in favor of their victims!

During his tenure as Chief Administrative Judge, he permitted judges, including himself, sued in their "*personal capacities*" to being defended by NY State attorneys, at *unconstitutional* NY State cost & expense, despite the prohibition of contained in Article XIII §7 of the *New York State Constitution* and Amendment XI of the *Constitution of the United States (Hans v. Louisiana (134 U.S. 1 [1890]))*. The Worst Is Still To Come!

GEORGE SASSOWER

cc: Jonathan Lippman

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January 18, 2011

Jonathan Lippman
Chief Judge, Court of Appeals
30 Eagle Street,
Albany, New York, 12207

For Public Distribution

Sir,

1. In the State & Federal Courts in White Plains, Westchester County, you were being sued & defended in your "*personal capacities*" by Assistant NY State Attorney Generals *Katherine E. Timon & Rachel Zaffrann* at *unconstitutional* NY State cost & expense, although prohibited by Article XIII §7 of the *New York State Constitution*.

In the Federal Court, such representation *also* violated Amendment XI of the *Constitution of the United States* (*Hans v. Louisiana*, 134 U.S. 1 [1890]).

Your *personal* obligation is to *reimburse* the *State of New York & County of Westchester* for such *unconstitutional* expenditures has never been questioned and is here publicly demanded!

2. This fraud on the NY State treasury was compounded by the fact that at *all* times, without *any* exception, Assistant NY State Attorney Generals *Katherine E. Timon & Rachel Zaffrann* comported themselves to serve & advance the interests of *Citibank, N.A.* and its entourage, which invariably were adverse to the interests to the *State of New York* and County of Westchester (*see, Citibank v. Geo. Sassower*, Supreme, Westchester Docket #4818-04).

3. The *undenied* Notice to Admit, dated & served on you & your attorney, on July 7, 2004, reads in full, as follows (*Geo. Sassower v. Westchester County Dept., Sup., West., Docket #0780-04*):

"Part 'A':

1. The defendant, *Jonathan Lippman*, Esq. is aware that he is being sued in this action, in his personal capacity, for money damages, for conduct adverse to the legitimate interests of New York State and his official office.

2. The defendant, *Jonathan Lippman* Esq., is aware that in this personal capacity action, he is being defended by Assistant NY State Attorney General Rachel Zaffrann, at unauthorized NY State cost and expense.

3. The defendant, *Jonathan Lippman* Esq., is aware that the NY State Attorney General and his office was and is intending to "cook" their official books and records in order to conceal from NY State fiscal authorities, including the NY State legislature, that unlawful expenditures have been and are being made.

Part "B":

1. There is no "final accounting" for the judicial trust assets of *Puccini Clothes, Ltd.*, an involuntarily dissolved New York corporation (*cf. 22 NYCRR §202.52[e]*).

2. There is no judgment or final order terminating the Puccini judicial trust proceedings.

3. There is no order discharging *Lee Feltman*, Esq., the court-appointed receiver for Puccini.

4. There is no order discharging *Fidelity & Deposit Company of Maryland*, Feltman's surety.

Part "C":

1. There are none of the mandatory *Judiciary Law* §35-a Statements by Acting NY Supreme Court, now NY Associate Appellate Justice, *David B. Saxe* of the NY Appellate Division, First Department, or by Special Referee *Donald Diamond* or by anyone else for the Puccini judicial trust.

2. Mr. Justice Saxe and Special Referee Diamond dissipated Puccini's judicial trust assets, and other assets, as "*bribes*" for judges, officials and others.

3. The compelled filing of *Judiciary Law* §35-a Statements by Judge Saxe and Referee Diamond would compel restitution to Puccini for these diverted assets.

4. Neither Chief Administrator *Jonathan Lippman*, nor any of his predecessors in office, have made any effort to compel the filings of *Judiciary Law* §35-a Statements by Judge Saxe or Referee Diamond.

Part "D":

1. There are none of the mandatory *Judiciary Law* §35-a Statements by Acting Surrogate, now Supreme Court Justice, *Burton Joseph* for awards made from the *Estate of Eugene Paul Kelly, deceased* whose almost exclusive beneficiaries were three (3) motherless infants.

2. The State of New York is the *parens patriae* for these three (3) motherless infants."

4A. The *undenied & uncontroverted* allegation of my complaint in *Geo. Sassower v. Starr* (338 B.R. 212 [SDNY - 2005])), reads as follows:

" 1. Plaintiff is a born American citizen, a battle-starred veteran of World War II, and is entitled to all rights, privileges and immunities provided in Constitution and Laws of the United States. ...

3A. Insofar as the defendants may be judges, officials and/or employees of state government, they are here being sued in their "personal", *not* "official", capacities.

B. There is nothing in this complaint which seeks to obtain any money damages, compensatory or punitive, against the state governments, or seeks to impose the cost of any defense representation on any state governments,

4. Insofar as the defendants may be New York State judges, officials and/or employees, in view of Amendment XI of the *Constitution of the United States*, as interpreted in *Hans v. Louisiana* (*Hans v. Louisiana*, 134 U.S. 1 [1890]), there can be no question that they are being sued in their "personal" capacities and must be defended by non-NY State attorneys, at non-NY State cost and expense."

B. Notwithstanding the aforementioned uncontroverted allegations, openly flaunted in "hard published print", the title page reads:

"Attorneys for State Defendants, *Eliot Spitzer*, *Francis T. Murphy*, and *Jonathan Lippman*: [by their attorney] *Katherine E. Timon*, Esq., Assistant Attorney General of the State of New York".

C. *Only* the most arrogant would dragoon NY State defense representation under the aforementioned allegations, and only the most incredibly stupid jurist would publish such fraud in "hard published print:

5. I expect, by return mail, an unequivocal commitment by you to expeditiously *reimburse* the *State of New York & County of Westchester*.

Yours,

GEORGE SASSOWER